IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INOME TAX APPLICATION NO. 161 OF 1997

The commissioner of
Income Tax,City-III,
Mumbai ... Applicant
V/s
Bombay Gymkhana Ltd. ...Respondents

Mr.A.S.Rao for applicant
None for respondent

CORAM: S. RADHAKRISHNAN
AND
J.H.BHATIA, JJ.
DATE : 5TH JULY,2005.

P.C.

1. Heard the learned counsel for the Applicant. The learned counsel for the Applicant fairly states that the issue raised in the above application is squarely covered by a judgment of the Hon'ble Supreme Court in **Chelmsfort Club v. Commissioner of Income Tax reported in 2000 (243)ITR 89** in favour of the assessee and against the Revenue. Under these circumstances, application stands dismissed.

S.RADHAKRISHNAN,J.

J.H.BHATIA,J.